

REMARKS

Applicants respectfully request reconsideration and withdrawal of the outstanding Office Action rejections in view of the foregoing amendments and following remarks. Applicants would like to express gratitude to the Examiner for indicating present claims 36, 37 and 40 as allowable. Claims 38, 39, 41, 43, 45-48, 51-54 and 57-59 have been amended to place the claims in better condition for examination and to satisfy the requirements of 35 U.S.C. § 112. Support for the amendments to claims 39, 45, 51 and 57 can be found in the present specification at page 4, lines 1-8. Claims 44, 49, 50, 55, 56 and 60 have been cancelled. New claims 61-63 have been added. Support for new claims 61-63 can be found in the present specification at page 3, lines 20-26 and at page 4, line 17 to page 5, line 6. No new matter has been added.

Claims 41-59 stand rejected under 35 U.S.C. § 112, first paragraph, because the specification does not teach the identity of the active plant compounds from *M. eggersiana*.

Applicants respectfully request withdrawal of this rejection in view of the amendments to claims 41, 48 and 54. The language of claims 41, 48 and 54 has been changed to remove "obtainable," which has been replaced with "obtained." Applicants submit that claims 41, 48 and 54 now satisfy the requirements of 35 U.S.C. § 112, first paragraph.

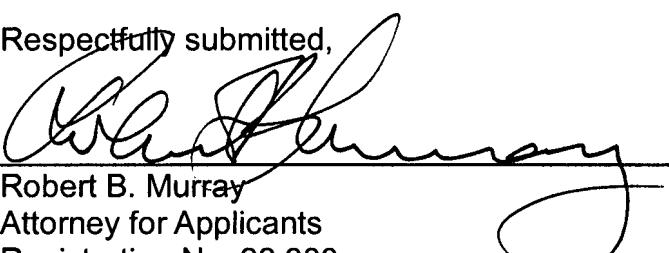
Claims 38, 39, 43, 45, 51 and 54-59 stand rejected under 35 U.S.C. § 112, second paragraph. Claims 38, 43 and 54 have been amended to remove the limitation "in particular in peripheral blood vessels." Furthermore, claims 39, 45, 51 and 57 have

been amended to replace "young" plants with plants "having a height of less than 1.2 meters." In view of these amendments, Applicants respectfully submit that the present claims now satisfy the requirements of 35 U.S.C. § 112, second paragraph.

Claim 60 stands rejected under 35 U.S.C. § 101 because it is directed to non-statutory subject matter. Claim 60 has subsequently been cancelled and Applicants respectfully submit that this rejection is moot.

Claim 60 stands rejected under 35 U.S.C. § 102(b) as being anticipated by Anderson (Memoris of the New York Botanical Garden, 1981, v. 32, pp. 224-225). Claim 60 has subsequently been cancelled and Applicants respectfully submit that this rejection is moot.

In view of the foregoing amendments and remarks, Applicants respectfully submit that the present claims now satisfy the requirements of 35 U.S.C. § 112. Applicants also respectfully request reconsideration and withdrawal of the outstanding Office Action rejections. Early and favorable action is awaited.

Respectfully submitted,
By 
Robert B. Murray
Attorney for Applicants
Registration No. 22,980

Donald V. Scaltrito, Ph.D.
Patent Agent for Applicants
Registration No. 59,985

ROTHWELL, FIGG, ERNST & MANBECK, P.C.
Suite 800, 1425 K Street, N.W.
Washington, D.C. 20005
Telephone: (202)783-6040